

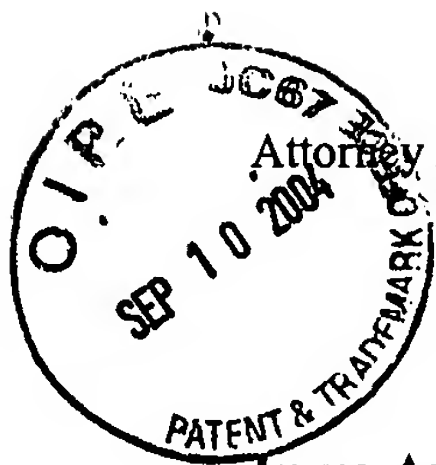
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09-13-04
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PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/032,254
	Filing Date	12/21/2001
	First Named Inventor	Lewis A. CHODOSH
	Group Art Unit	1642
	Examiner Name	Stephen L. Rawlings
Total Number of Pages in This Submission		Attorney Docket Number 22253-70422

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) – Figs. <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Office Action/Restriction mailed 03/10/2004; check in the amount of \$1,005.00 for 5 th mo. EOT; return postcard.
Remarks:		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual Name	Evelyn H. McConathy, Reg. No.: 35,279	
Signature		
Date	September 10, 2004	

CERTIFICATE OF EXPRESS MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service with Express Mail Label No. EV223813428US in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313 on this date: September 10, 2004.		
Typed or printed name	Debra A. Coccia	
Signature		Date: September 10, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
CHODOSH, *et al.*

Application No.: 10/032,254

Group Art Unit: 1642

Filed: 12/21/2001

Examiner: Stephen L. Rawlings

Title: Pregnancy Up-Regulated Nonubiquitous CAM Kinase

Assistant Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

<p><u>CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL</u> Express Mail Label No. EV223813428US Date of Deposit: <u>September 10, 2004</u> Signature: <u>Debra A. Coccia</u> Debra A. Coccia</p>

RESPONSE TO OFFICE ACTION/CLAIMS RESTRICTION
ELECTION OF CLAIMS

Sir:

This response/election of claims is in response to the Restriction Requirement mailed on March 10, 2004 is timely filed with the five (5) month request for extension of time. Applicants' respectfully make an election without traverse to first prosecute:


Group II, identified by Claims 3, 4, 39, 40, 42, 44 and 46, drawn to an isolated nucleic acid molecule, a vector, a recombinant cell, classified in class 536, subclass 23.1 or 23.5, class 435, subclass 320.1, and class 435, subclass 325+, respectively.

Applicant reserves the right to prosecute the remaining claims and claim groupings in subsequent Divisional applications without prejudice by the present election.

The required filing fee for the five (5) month extension of time is included with this response. In the event any fees are required in connection with this paper, please charge Deposit Account No.: 50-0979.

Applicants' undersigned attorney may be reached by telephone at (215) 575-7034. All correspondence should be directed to the below-listed address.

Respectfully submitted,



Evelyn H. McConathy
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Date: **September 10, 2004**
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